

**MINUTES OF THE  
JOINT MEETING OF THE HOUSE AND SENATE RULES COMMITTEE  
Room 403, State Capitol  
January 12, 2004**

Members Present:     Sen. Lyle Hillard, Senate Chair  
                             Rep. Marda Dillree, House Chair  
                             Sen. Curtis Bramble  
                             Sen. Chris Buttars  
                             Sen. Parley Hellewell  
                             Sen. Scott Jenkins  
                             Sen. Ed Mayne  
                             Sen. Michael Waddoups  
                             Rep. Eli H. Anderson  
                             Rep. Chad E. Bennion  
                             Rep. Judy Ann Buffmire  
                             Rep. Don E. Bush  
                             Rep. David Clark  
                             Rep. Margaret Dayton  
                             Rep. Ben C. Ferry  
                             Rep. Neal B. Hendrickson  
                             Rep. David L. Hogue  
                             Rep. J. Morgan Philpot  
                             Rep. Ty McCartney  
                             Rep. Jack A. Seitz  
                             Rep. David Ure

Members Absent:     Sen. David Gladwell

Staff Present:        Mr. O. William Asplund, Assistant Director  
                             Mr. John Q. Cannon, Managing Policy Analyst  
                             Mr. Stewart E. Smith, Policy Analyst\Special Project Mngr  
                             Mr. John Fellows, Associate General Counsel  
                             Ms. Barbara Bryner, Committee Secretary  
                             Ms. Sharon Johnson, Committee Secretary

**1.     Committee Business**

Sen. Lyle Hillyard called the meeting to order at 9:15 a.m.

**2.     Rules Revisions**

Mr. John Fellows, Associate General Counsel, introduced "Resolution Amending Joint Rules Regarding Long Title" draft legislation and explained its contents to the committee.

MOTION:     Rep. Dillree moved to adopt "Resolution Amending Joint Rules Regarding Long Title" as a committee bill and authorize the Chairs to assign a sponsor. The motion passed unanimously with Sen. Davis, Sen. Jenkins, Sen. Mayne, Rep. Anderson, Rep. Ferry, Rep. Hogue and Rep. McCartney absent for the vote.

Mr. John Fellows introduced "Joint Rules Resolution - Resolutions Amendments" draft legislation and explained it to the committee.

MOTION: Rep. Bennion moved to adopt "Joint Rules Resolution - Resolutions Amendments" as a committee bill. The motion passed unanimously with Sen. Davis, Sen. Jenkins, Sen. Mayne, Rep. Anderson, Rep. Ferry, Rep. Hogue and Rep. McCartney absent for the vote.

Mr. John Fellows discussed with the committee inconsistencies in the House and Senate rules and noted the possible need for recodification of the rules. Committee discussion followed.

MOTION: Rep. Ure moved to request legislative leadership to authorize the Rules Committees to meet during the 2004 interim to begin the recodification of Legislative Rules. The motion passed unanimously with Sen. Davis, Sen. Jenkins, Sen. Mayne, Rep. Anderson, Rep. Ferry, and Rep. Hogue absent for the vote.

Rep. Morgan introduced H.J.R. 5, "Joint Rules Resolution - Appropriation Subcommittee Meeting," and explained it to the committee. Committee discussion followed.

Mr. John Massey, Legislative Fiscal Analyst, discussed rules governing fiscal notes with the committee.

MOTION: Sen. Bramble moved to direct staff to draft legislation modifying JR-4,22(6)(a)(ii) to indicate that the fiscal note may be printed 24 hours after it has been sent to the sponsor. The motion passed unanimously.

### **3. Revisor's Statute**

Mr. John Fellows introduced the "Revisor's Statute" draft legislation to the committee.

MOTION: Sen. Waddoups moved to adopt "Revisor's Statute" as a committee bill. The motion passed unanimously.

The Committee divided at 10:10 a.m. with the Senate moving to Room 405. The minutes of the House Rules Committee follow.

### **4. Overview of Rules Committee Responsibilities**

The committee did not discuss this issue.

### **5. House Rules Revisions**

Rep. Bigelow introduced H.R. 1, House Rules Resolution - Access to House Floor (*Rep. R. Bigelow*) and explained its contents to the committee. Rep. Bigelow discussed possible amendments to the resolution. Committee discussion followed.

Mr. John Fellows introduced "House Rules Resolution - Amendments Governing Reading of Bills" draft legislation and explained it to the committee.

MOTION: Rep. Hogue moved to adopt "House Rules Resolution - Amendments Governing Reading of Bills" as a committee bill. The motion passed unanimously with Rep. Bennion, Rep. Ure and Rep. Philpot absent for the vote.

**6. Bills for Floor Assignment (3rd Reading Calendars)**

Rep. Dillree presented a list of bills to be placed on the Third Reading Calendar.

MOTION: Rep. Ure moved to have HB. 9, Absentee Ballot Amendments (*Rep. D. Aagard*), H.B. 10, State Highway System Changes (*Rep. J. Dougall*), and H.B. 33, Authorization to Close a Meeting (*Rep. G. Curtis*) removed from the list.

**SUBSTITUTE**

MOTION: Rep. Hogue moved to have HB. 9, Absentee Ballot Amendments (*Rep. D. Aagard*), H.B. 10, State Highway System Changes (*Rep. J. Dougall*), H.B. 33, Authorization to Close a Meeting (*Rep. G. Curtis*) removed from the list and H.B. 29, Utah Telehealth Commission Amendments (*Rep. B. Dee*), removed from the list and assigned to the Health and Human Services Standing Committee.

Rep. Bennion called for a division on the motion requesting H.B. 33, Authorization to Close a Meeting (*Rep. G. Curtis*), be voted on separately.

The motion to remove from the list HB. 9, Absentee Ballot Amendments (*Rep. D. Aagard*), H.B. 10, State Highway System Changes (*Rep. J. Dougall*), and remove H.B. 29, Utah Telehealth Commission Amendments (*Rep. B. Dee*), from the list and assign it to the Health and Human Services Standing Committee passed unanimously with Rep. Philpot absent for the vote.

The motion to remove H.B. 33, Authorization to Close a Meeting (*Rep. G. Curtis*), from the list passed with Rep. Bennion, Rep. Clark and Rep. Ferry voting against the motion and Rep. Philpot absent for the vote.

MOTION: Rep. Ferry moved to remove from the list H.B. 36, Management, Enhancement, and Funding of 911 System (*Rep. B. Dee*), and assign it to the Public Utilities and Technology Standing Committee. The motion passed with Rep. Dayton, Rep. Hendrickson and Rep. McCartney voting against the motion and Rep. Philpot absent for the vote.

MOTION: Rep. Hendrickson moved to adopt the list of bills and resolutions to be assigned to the Third Reading Calendar as amended giving the Chair discretion concerning the number of bills needed for the Third Reading Calendar. The motion passed unanimously.

## 7. Bills for Standing Committee Assignment

Rep. Dillree presented a list of bills to be assigned to standing committees.

MOTION: Rep. Dayton moved to have H.B. 55, School and Institutional Trust Land Amendments (*Rep. M. Noel*), and H.B. 58, Trust Lands Administration (*Rep. D. Bowman*), assigned to the Natural Resources, Agriculture and Environment Standing Committee, H.B. 44, Use of Public Education Monies (*Rep. P. Jones*), assigned to the Revenue and Taxation Standing Committee, H.B. 177, Interference with School Activities (*Rep. B. Last*), assigned to the Law Enforcement and Criminal Justice Standing Committee, and H.B. 190, Restricting Wireless Telephone Use for School Bus Drivers (*Rep. N. Hendrickson*), assigned to the Transportation Standing Committee.

### SUBSTITUTE

MOTION: Rep. Hendrickson moved to have H.B. 55, School and Institutional Trust Land Amendments (*Rep. M. Noel*), and H.B. 58, Trust Lands Administration (*Rep. D. Bowman*), assigned to the Natural Resources, Agriculture and Environment Standing Committee, H.B. 44, Use of Public Education Monies (*Rep. P. Jones*), assigned to the Revenue and Taxation Standing Committee, H.B. 177, Interference with School Activities (*Rep. B. Last*), assigned to the Law Enforcement and Criminal Justice Standing Committee, H.B. 190, Restricting Wireless Telephone Use for School Bus Drivers (*Rep. N. Hendrickson*), assigned to the Transportation Standing Committee, H.B. 9, Absentee Ballot Amendments (*Rep. D. Aagard*), assigned to the Government Operations Standing Committee, H.B. 10, State Highway System Changes (*Rep. J. Dougall*), assigned to the Transportation Standing Committee, H.B. 33, Authorization to Close a Meeting (*Rep. G. Curtis*), assigned to the Judiciary Standing Committee, H.B. 49, Natural Gas Technician Certification (*Rep. G. Snow*), assigned to the Public Utilities and Technology Standing Committee and adopt the list of bills to be assigned to standing committees as amended.

Rep. Hogue requested a division on the motion having H.B. 44, Use of Public Education Monies (*Rep. P. Jones*), voted on separately.

The motion to assign the bills to standing committees and adopt the list of bills to be assigned to standing committees as amended with the exception of H.B. 44, Use of Public Education Monies (*Rep. P. Jones*), passed unanimously with Rep. Philpot absent for the vote.

The motion to have H.B. 44, Use of Public Education Monies (*Rep. P. Jones*), assigned to the Revenue and Taxation Standing Committee passed with Rep. Buffmire, Rep. Bush, Rep. Hendrickson, Rep. Hogue, Rep. McCartney, and Rep. Seitz voting against the motion and Rep. Philpot absent for the vote.

## 8. Other Business

None

**9. Next Meeting/First Week Schedule/Meeting Times/Adjourn**

Rep. Dillree announced the next Rules Committee Meeting will be Monday morning.

MOTION: Rep. Hogue moved to adjourn. The motion passed unanimously and the Chair adjourned the meeting at 11:15 a.m.

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Rep. Marda Dillree, Chair